



FM 812 LANDFILL CONTRACT TERM SHEET

- Ownership** City retains ownership of the FM812 Landfill property.
- Disposal Rights** City shall have the right to dispose of 20,000 Cu. Yds. of City-generated brush and 20,000 Cu. Yds. of City-generated Type IV solid waste per year.
- Disposal of City-generated Type IV solid waste and City-generated brush in excess of the aforementioned volume limits shall be disposed of at \$4.50/Cu. Yd.
- In the event of a natural or man-made disaster, City shall have the right to dispose of City-generated Type IV waste at a cost of \$4.00/Cu. Yd. and City-generated brush at a cost of \$3.50/Cu. Yd., for a period of sixty days.
- Recycling** City and IESI will implement recycling initiatives at the City Facility, IESI Facility, and Integrated Facilities.
- Asphalt and limestone rock generated by the City will be accepted and recycled by IESI at no cost to the City.
- White goods generated by the City will be accepted and recycled by IESI at no cost to the City.
- Rubber tires generated by SWS will be accepted and recycled by IESI at no cost to the City.

PHASE I (From contract execution to permitting of Integrated Facility)

- Tasks** Loads will be diverted to the IESI gate except for a portion of City generated Type IV material which will be disposed of in the City Facility. City Facility remains active during Phase I.
- IESI to provide soil, erosion control, seeding, mowing, vegetation control, litter control, fence maintenance, site security and monitoring, and surface maintenance including compliance with the Wildlife Plan.
- City to be responsible for current projects for groundwater monitoring, leachate collection, landfill gas and bank stabilization.
- City and IESI shall jointly prepare and file with the TCEQ and other applicable governmental agencies complete permit amendment application(s) and other regulatory filings to:



**Purchasing Contract
CITY OF AUSTIN
RECOMMENDATION FOR COUNCIL ACTION**

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- * expand the Type IV solid waste disposal capacity on the City Property and IESI Property, to yield at a minimum an additional 12,000,000 in-place cubic yards of capacity with a maximum height of 580 feet (This is the existing maximum height at the City facility.);
- * physically and operationally integrate the expanded City Facility and IESI Facility (collectively, the "Integrated Facilities"); and
- * authorize IESI to exclusively operate the Integrated Facilities for the remaining term of this Agreement.

PHASE II (From date of permitting of Integrated Facility to end of Post closure)

Tasks IESI, solely responsible for all facility operations, and all closure and post-closure care duties at the City Facility, IESI Facility and Integrated Facilities.

Revenue IESI pays City \$1.5 million on or before 9-1-05.

IESI pays City \$0.50/Cu. Yd. of total additional permitted airspace in the Integrated Facilities within 30 days of initial receipt of Type IV waste.

IESI pays City \$0.20/Cu. Yd. of Type IV waste actually received in the Integrated Facilities.

Gas to Energy Program and revenues retained by City.